UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT CHATTANOOGA

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ORDER

U.S. Magistrate Judge Christopher H. Steger filed a report and recommendation (Doc. 22) recommending that the Court: (1) grant Defendant's motion to withdraw his not-guilty plea to Counts One and Two of the two-count Indictment; (2) accept Defendant's guilty plea to Counts One and Two of the two-count Indictment; (3) adjudicate Defendant guilty of two counts of knowingly and intentionally possessing with intent to distribute a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C); and (4) order that Defendant remain in custody until sentencing in this matter or further order of this Court.

Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with Magistrate Judge Steger's report and recommendation.

Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

 Defendant's motion to withdraw his not-guilty plea to Counts One and Two of the twocount Indictment is GRANTED;

- 2. Defendant's plea of guilty to Counts One and Two of the two-count Indictment is ACCEPTED;
- 3. Defendant is hereby **ADJUDGED** guilty of two counts of knowingly and intentionally possessing with intent to distribute a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C); and
- 4. Defendant SHALL REMAIN in custody until sentencing in this matter, which is scheduled to take place on September 25, 2020, at 9:00 a.m. before the undersigned, or until further order of this Court.

SO ORDERED.

/s/Travis R. McDonough

TRAVIS R. MCDONOUGH UNITED STATES DISTRICT JUDGE